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Ventures, Inc. and Steve Vachani

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

FACEBOOK, INC.,

Plaintiff,

-against-

POWER VENTURES, INC. d/b/a POWER.COM, a
California corporation; POWER VENTURES, INC.
a Cayman Island Corporation, STEVE VACHANI,
an individual; DOE 1, d/b/a POWER.COM, an
individual and/or business entity of unknown nature;
DOES 2 through 25, inclusive, individuals and/or
business entities of unknown nature,

Defendants.

Case No. 5:08-cv-05780 JW

**DECLARATION OF L. TIMOTHY
FISHER IN SUPPORT OF
DEFENDANTS' RESPONSE TO
FACEBOOK, INC.'S THIRD
MOTION TO ENLARGE TIME**

Dept: Courtroom 15, 18th Floor
Judge: Honorable James Ware

1 I, L. Timothy Fisher, declare as follows:

2 1. I am a partner at Bursor & Fisher, P.A., counsel of record for Defendants Power
3 Ventures, Inc. and Steve Vachani. I am an attorney at law licensed to practice in the State of
4 California, and I am a member of the bar of this Court. I have personal knowledge of the facts set
5 forth in this declaration and, if called as a witness, I could and would testify competently thereto.

6 2. Defendant Power Ventures, Inc. ("Power") produced its entire source code on
7 August 23, 2011. Facebook's expert Lawrence Melling spent more than seven full days inspecting
8 the code.

9 3. On September 14, 2011, Power produced excerpts of its source code totaling 1,733
10 pages in response to a request from Facebook pursuant to Section 8 (d) of the stipulated protective
11 order to Facebook.

12 4. Following the inspection of Power's source code, Facebook's expert requested
13 additional documents largely consisting of Power's databases and subversion repositories.

14 5. On October 14, 2011, Power provided the additional documents requested by
15 Facebook's expert. The production spanned 5 DVDs and consisted of approximately 15.6 GB of
16 databases and approximately 4 GB of subversion repositories.

17 I declare under the penalty of perjury under the laws of the State of California that the
18 foregoing is true and correct, executed on October 17, 2011 at Walnut Creek, California.

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L. Timothy Fisher